

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES A. DENNIS, :  
Petitioner, : CIVIL ACTION  
: No. 11-1660  
v. :  
: THIS IS A CAPITAL CASE  
JOHN E. WETZEL, et. al. :  
Respondents. :

**ORDER**

**AND NOW**, this 21st day of August, 2013, it is **ORDERED** that James Dennis' Petition for Writ of Habeas Corpus (Doc. 15) is **GRANTED** because the Commonwealth violated Petitioner's Due Process rights by withholding material impeaching evidence, in violation of Brady v. Maryland, 373 U.S. 83 (1963). Accordingly, Petitioner's conviction and sentence are **VACATED**. The Petitioner shall be released from custody unless he is retried by the Commonwealth **on or before February 18, 2014**, approximately 180 days after this order. Because I do not need a hearing in order to grant Dennis' petition, Dennis' Motion for a Hearing (Doc. 44) is **DENIED**.

/s/ Anita B. Brody  
ANITA B. BRODY, J.

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